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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: I-Teh Sha et al.

Serial No.: 09/436,522

Title: CIRCUIT AND METHOD FOR CONTROLLING A SPREAD  
SPECTRUM TRANSITION

Filed: November 9, 1999

Examiner: Yeh, E.

Art Unit: 2634

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DEC 02 2002

Technology Center 2600

**DECLARATION OF MEREDITH MCKENZIE  
UNDER 37 C.F.R. 1.131**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

I, Meredith McKenzie, hereby declare and state:

1. I have been employed by Cypress Semiconductor since November 2001, where my title is Manager of Intellectual Property.

2. I am authorized as Manager of Intellectual Property to sign on behalf of Cypress Semiconductor, assignee of the present application, in patent related matters before the United States Patent and Trademark Office. A copy of the assignment recordation is attached as Exhibit A.

3. The inventors of the present application Mr. I-The Sha, Mr. Albert Chen and Mr. Kuang-Yu Chen are no longer employed by Cypress Semiconductor and are therefore not available to sign a declaration.

4. Prior to September 1, 1999, Mr. I-The Sha, Mr. Albert Chen and Mr. Kuang-Yu Chen conceived the invention claimed in the above-identified patent application as indicated by the redacted Invention Disclosure signed July 30, 1999, provided as the attached Exhibit B.

5. The Invention Disclosure was provided by the Cypress Legal Department to our outside counsel on August 6, 1999 for preparation of a patent application. A redacted copy of a cover letter requesting preparation of the patent application is provided as the attached Exhibit C.

6. On October 18, 1999, a draft patent application was provided to Mr. I-The Sha, Mr. Albert Chen and Mr. Kuang-Yu Chen for review. A copy of a cover letter for the draft application is provided as the attached Exhibit D.

7. On November 3, 1999, a final patent application was provided to Mr. I-The Sha, Mr. Albert Chen and Mr. Kuang-Yu Chen for review. A copy of a cover letter to Mr. I-The Sha, Mr. Albert Chen and Mr. Kuang-Yu Chen is provided as the attached Exhibit E.

8. The patent application was filed in the United States Patent and Trademark Office on November 9, 1999 as indicated by the Filing Date shown in the attached Official Filing Receipt as Exhibit F.

9. I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

Meredith McKenzie  
Meredith McKenzie  
Reg. No. 42,865

11/2/02  
Date